
UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

CHRISTOPHER LYNN PROCTOR,

Plaintiff,

versus

LEVIAS SCHUYLER, *et al.*,

Defendants.

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CIVIL ACTION NO. 1:16-CV-313

**MEMORANDUM ORDER ADOPTING THE
MAGISTRATE JUDGE’S REPORT AND RECOMMENDATION**

Plaintiff, Christopher Lynn Proctor, a prisoner confined at the Mark Stiles Unit with the Texas Department of Criminal Justice, Correctional Institutions Division, proceeding *pro se* and *in forma pauperis*, filed this civil rights action pursuant to 42 U.S.C. § 1983 against defendant Elvis Shoemaker.

The court referred this matter to the Honorable Keith Giblin, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The Magistrate Judge recommends Defendant’s Motion to Dismiss be granted (docket entry no. 18).

The court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such referral, along with the record, and pleadings. No objections to the Report and Recommendation have been filed to date.¹

¹ Plaintiff received a copy of the Report and Recommendation on August 28, 2019 (docket entry no. 22).

ORDER

Accordingly, the findings of fact and conclusions of law of the Magistrate Judge are correct and the report of the Magistrate Judge is **ADOPTED**. A final judgment will be entered in this case in accordance with the Magistrate Judge's recommendations.

Signed this date

Sep 23, 2019

A handwritten signature in black ink that reads "Marcia A. Crone". The signature is written in a cursive, flowing style.

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE